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7 UNITED STATES DISTRICT COURT  
8 WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

9 THOMAS WILLIAM SINCLAIR RICHEY,

10 Petitioner,

11 v.

12 RON FRAKER.

13 Respondent.

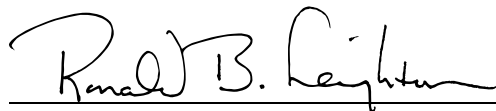
CASE NO. C13-5043 RBL-JRC

ORDER

14 The Court having reviewed the Report and Recommendation of the Hon. J. Richard  
15 Creatura, United States Magistrate Judge, objections to the Report and Recommendation, if any,  
16 and the remaining record, does hereby find and Order:

- 17 (1) The Court adopts the Report and Recommendation;  
18 (2) Petitioner's motion to proceed in forma pauperis is denied as moot.  
19 Petitioner has paid the filing fee.

20 DATED this 18<sup>th</sup> day of March, 2013.

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23 RONALD B. LEIGHTON  
24 UNITED STATES DISTRICT JUDGE